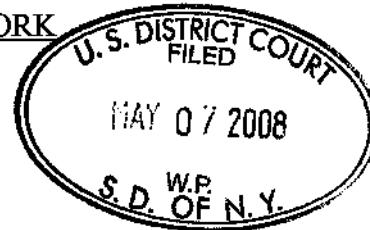


UNITED STATES DISTRICT COURT

FOR THE

SOUTHERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA

v.

08 Cr. 234

KEVIN JOSEPH REPTKE,

a/k/a "Eric R. Holland,"

a/k/a "Kevin Christopher Reptke,"

a/k/a "Kevin Christopher Joseph Reptke,"

Defendant.

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KEVIN JOSEPH REPTKE, a/k/a "Eric R. Holland," a/k/a "Kevin Christopher Reptke," a/k/a "Kevin Christopher Joseph Reptke," the above-named defendant, who is accused of violating Title 8, United States Code, Section 1326(a) and (b)(2), having been advised of the nature of the charge and of his rights, hereby waives in open court prosecution by indictment and consents that the proceeding may be by information instead of by indictment.

A handwritten signature in black ink, appearing to read "Kev Reptke".

Defendant

A handwritten signature in black ink, appearing to read "John J. Reptke".

Counsel for Defendant

Date: White Plains, New York

May 7, 2008